Sect't. H.27—38,006—30-10-37.

Home (1938) Department.

SERIES.

G.O. No. 4752

DATED 30/9/38

[Despatch Abstract.]

Police — Additional Bellary district.

Siruguppa taluk — Beeraldi village

extension for a further period of six

months from 1-10-38. Sanctioned

Urgent

POLICE DEPARTMENT.

20 SEP 1938

Secretariat.

32181 A 20/9

Police - Additional - Bellary District - Deralli Village - Hirujuppa Taluk - Quartering of - Continuance for another year from 1st October 1938 - Proposals submitted.

R.C No. 1420-3 Audit /38

Station: Madras. Dated 19th September 1938

From

F. Sayers, Esquire, C.I.E.,
Inspr.-Genl. of Police, Madras.

To

THE SECRETARY TO THE GOVERNMENT OF MADRAS,
HOME DEPARTMENT.

Sir,

(H) pp. 31-33 2.3.a/fa

Ref:- G. O. No. Ms. 3785, Home, dated 23rd September 1937.

I have the honour to submit herewith a copy of the report dated 7th September 1938, from the District Superintendent of Police, Bellary, making out a case for the retention, for another year from 1st October 1938 of the temporary Police Outpost at Deralli in the Bellary District with a staff of 1 Head Constable and 4 Constables sanctioned in the Government Order quoted above.

2. The District Magistrate recommends the District Superintendent's proposals and I am in agreement with him. I, therefore, request that sanction may be accorded for the retention of the temporary Police Outpost at Deralli with the staff of 1 Head Constable and 4 Constables for a further period of one year from 1st October 1938.

3. The "Receipts" and "Charges" will be accounted for under the deposit head "P.II. Deposits and Advances (Deposits not bearing interest) - 3. Reserve Funds - General Police Fund".

I have the honour to be,
Sir,
Your most obedient servant,

19/9

for Inspr.-Genl. of Police.

Copy of letter R.C.No.1251/Genl./38, dated 7th September 1938, from the District Superintendent of Police, Bellary, to the Inspector-General of Police, Madras, through the District Magistrate, Bellary, and the Deputy Inspector-General of Police, Central Range.

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(H) 31-33

Ref:- G.O.No.Ms. 3785, Home Department, dated 3rd September 1938.
Sub:- Police - additional - Bellary District - Siruguppa Taluk - Beeralli village - quartering of - Sanctioned.

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(H) 31.33

Since the opening of the Outpost at Beeralli village on 1st October 1937, sanctioned in the G.O. referred to above, there have been no serious crimes of violence or breaches of the peace in the area. There have been a few minor incidents in connection with the factions feud described in the report of the District Superintendent of Police, Bellary, dated 8th April 1937, such as threatening persons cultivating lands leased from Annaji Gowd (the principal man of one of the factions) and committing petty acts of mischief. On the whole, however, the situation has been outwardly quiet, and remains so at present.

A

2. It would be unduly optimistic to regard this as indicating that the trouble in the village is at an end, or that it is even dying out. There are various causes for the comparatively peaceful state of the village during the past year; first, the presence of the Outpost; next, the fact that Pompa Reddy, leader of one of the factions, and nine others were bound over under Section 107 C.P.C.; also, Pompa Reddy has been reduced to penury and has been employed as a Mistry in a famine camp; Annaji Gowd, the other leader, is not inclined to create trouble himself as long as he is left alone. It is however clear that Annaji Gowd, who is a rich money-lender and has obtained possession of the lands of many of the families in the village in one way or another, remains unpopular with the majority of the villagers, and is hated by those whom he has dispossessed of their property and impoverished. He has done nothing to conciliate those whose enmity he has thus earned. Without the protection afforded by the Police Outpost in the village, it is very probable that attempts would be made on his life. Annaji Gowd is well aware of this, and has even now his own following of mercenaries to guard him and his property. Though he might thus be able to save himself from being murdered if the Police Outpost were withdrawn, [illegible]

concur that there would be clashes between the parties.

3. Annaji Gowd naturally desires that the Outpost should be retained, even though he himself pays Rs. 1270/- out of the total levy of Rs.1791/-. Petitions have also been sent to the Collector and the Inspector-General of Police, containing a considerable number of signatures, asking that the Outpost should be retained for 1 year more. Inquiry shows that these petitions probably owe their origin to Annaji Gowd, and the signatories are some of them his relations, some his servants, some persons to whom he has lent money and some only agricultural labourers without property. The villagers generally state that they do not wish the Outpost to be retained, and consider there is no longer any real need for additional Police. They have found thepayment of the cost of maintaining the additional Police a heavy burden in the Famine conditions which have existed during the year, even though their shares are small.

4. I consider that it is unsafe to withdraw the additional Police at present; it was originally suggested that they should be quartered in the village for a period of 3 years. In view of the previous lawless state of the village, one year is insufficient to inculcate a lasting respect for law and order; and as I have pointed out above the state of feeling in the village has not materially changed. The period for which Pompa Reddy and nine of his party gave security under Section 107 Cr.P.C. has recently terminated, and the possible effect of this is yet to be seen. There is a risk that the withdrawal of the additional Police also might encourage some of the more desperate members of the faction opposed to Annaji Gowd to acts of violence against, him, and the state of affairs might rapidly relapse to what it was before.

I therefore recommend that the Outpost with a strength of 1 Head Constable and 4 Constables should be retained in Beeralli village for another year from 1st October 1938.

19/9

for Inspr.-Genl. of Police

A.R.P.S. Org

2/4/

Home A Deptt.

(P. No. 32181/38)
20. 9. 38

Police - Additional - Bellary district Beeralli village - Siriguppa taluk - Further retention

From the I. G. of Police R.C. No. 1420-3/38 Audit
d. 19. 9. 38

May be sent to Pub (Genl.) U.O. for obtaining the orders of the Govt. on the proposal made by the I. G. of Police to retain the temporary police outpost at Beeralli for a further period of one year from the 1st October 1938.

Kp
21.9.

Fgl.
21/9

Pub

Pub (Genl.) Deptt.

In G.O. No. 3785 Home dated 23.9.1937 the Govt. sanctioned the temporary establishment under section 15 of the Police Act V of 1861 as amended by Act No. VIII of 1895, of a temporary outpost with one head constable & 4 constables at Beeralli village of the Siriguppa taluk, Bellary district

C F
28222

C.F.

UNDER SECRETARY
21 SEP 1938
CHIEF SECRETARIAT

Home no 32 181A-1
21/9/38
H
Pp 31-33

5/2/2

and the recovery of the cost from the inhabitants of the area. It was reported that the conditions in the village were appalling and that improvement in the situation could be effected only by temporarily quartering additional police on the village at the cost of the inhabitants. The establishment of the outpost was sanctioned only for 1 year from 1.10.1937 and the D.G. was asked to address the Govt, after consultation with the D.M., in sufficient time before 1.10.1938 regarding the condition of affairs in the area and the necessity for retaining the additional Police. H/1-7 & 12-15

2. It is now reported that since the opening of the outpost at Beeralli village there have been no serious Crimes of violence or breaches of the peace in the area but that it would be unduly optimistic to regard this as indicating that the trouble in the village is at an end, or that it is even dying out. The D.S.P. is of opinion that the outpost should be retained for another year from 1.10.1938. The D.M recommends the H/31

P. 2 CF

P. 3 CF

para 2, page 10

9/22-9.

6/4/38

D.S.P's proposal and the D.G. is in agreement with him.

3. For orders

ARN. 21/9/38 Please see the noting on pp 26-27 of Flag A. It will be seen that this was a particularly bad case the I.G. considers that Requestering of Police, has not yet had a permanent effect, though the village has been outwardly quiet during the last year The order may be extended for another year.

21.9
C.S.
Jayce
H.H.
22.9

PM Six months more may be sanctioned. & ORs

H.E.H. But I would like the Ryot & the claim — and so adjusted as to fall mainly on the party of Amaji Gowd for whose

1 S/ H.

D/ safety we are keeping the outpost. The party opposed to him has been reduced to landlessness and penury as explained in the D.S.P's letter and their chief men have been bound over also. To impose a charge on them in addition to keep the outpost would be no longer just. This charge should be withdrawn with immediate effect. C.P. 26 9. 38

1A

1 file received from Public on 30-9-38 at 12.15 A.M.

29.9.38

Home A Dept

Please see H.P.M's minute on pp. 3-4 above.

2 The Hon. P.M. wants that the question of the recovery of the cost of the additional police force should be examined so that the levy will fall mainly on the party of Anniah Gowd. Exemption from the liability to pay for the cost of the additional police can be given only by the Govt. under Sec 15 (5) of the Police Act V of 1861. The D.M. Adilabad may therefore, be asked to submit proposals for exemption on the above basis.

A above

vide p 360 of Vol. I of Unrepealed Central Acts (B.K. No.) in Secy's shelf)

&/8/

3 Under Sub. sections (1) and (2) of sec. 15 of the Police Act an additional police force can be stationed in an area only after a proclamation to that effect has been notified in the Official Gazette. It is usual to publish such notifications in English in the Fort St. George Gazette and in English and the language or languages of the District in the District Gazette. As however, Sec. 15(1) of the Police Act refers only to "the Official Gazette" it would seem that it will be enough if the notification to be published in the present case, is published in the Fort St. George Gazette prior to the imposition of the force. If so, the notification may be published in an Extra-ordinary issue of the Fort St. George Gazette on 30-9-38 and in the ordinary course, in the District Gazette. Legal may be asked as to whether this will not meet the requirements of the law.

4 A draft order is subd. Legal Assistant and Fin Asst.

Kp
30-9.

Fin 30/9

Legal Fin

on p. 360 of Vol. I of Unrepealed Central Acts

Sub para 4 on p. 33 of (H)

on p 360 of Vol. I of Unrepealed Central Acts

6663

X with ref to para 3 above and Fin with ref to para 4 of the draft order

9/2/38

Legal Department.

Section 15 (1) of the Police Act, 1861, requires the proclamation to be notified in the Official Gazette. 'Official Gazette' as defined in section 3 (37a) of the General Clauses Act, 1897, means the Gazette of India, or as the case may be, the official Gazette of a Province. This definition applies to all Indian laws - see section 4-A (1) of that Act. Therefore as stated by Home the requirements of law will be satisfied if the proclamation is published in the Fort St. George Gazette.

The slight alterations indicated in pencil in the draft proclamation may be made.

I R 91
30.9.38
S

Fee 3079

Jm

Legal no. 6663-1
30-9-38

Spl Dept

The draft may be accepted in finance

30.9.38

DS.

Home

30.9.38

Home.

Home dept

The amendments suggested by Legal may be accepted. For orders as to issue

x issued as G.O. No. 4752 Home 30-9-38 at pp. 4-7 C.F.

Dr. 3079

A draft G.O. note to E. P. H is submitted

Dr 3079

S (after issue)

remarked and sent to E P H.

Fee 1.10.38

Dr 3079

Sect. II-5 (a)

	Date.	Initials.
When received for Fair-copying.		
When copied ..		
When examined ..		
When signed ..		
When despatched ..		

HOME DEPARTMENT.

Police - Additional - Bellary district - Siruguppa taluk - Beeralli village - Continuance for a further period of six months from 1-10-38 Sanctioned

(H) 31-33

READ AGAIN G.O. No. 3785 Home, dated 23-9-1937.

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READ ALSO :—

C.F C. No. 32181/38 From the I.G. of Police R.C., No. 1420-3/Audit/38 dated 19.9.1938

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ORDER.

No. 4752 dated 30-9-1938

Fr. a proceedings Dist. Pleasure
Ref G.O 4513 Home 13-11-37 (D) 22.25

H M's minute on p 32-1

The Govt. sanction the continuance for a further period of six months from 1-10-38, of the Temporary Police Out-post with one head constable and four constables established in the Beeralli village of the Siruguppa taluk Bellary district with reference to G.O. No. 3785 Home d. 23-9-37

2 The I.G. of Police should in consultation with the D.M. address the Govt. in sufficient

(H) 31-33

sufficient time before the expiry of the period for which the continuance of the additional police force sanctioned, regarding the necessity for retaining the further additional police force.

3. The Govt. consider that the liability to pay for the cost of the additional police force should fall mainly on the members of Annaji Gowda's party and that the members of Ponpa Reddi's party should as far as possible, be exempted from that liability. The D. M. of Bellary is accordingly requested to submit the necessary proposals to the Govt. for the exemption under sub-section (5) of sec. 15 of the Police Act V of 1861, of as many members of Ponipa Reddi's party as possible.

4. The following proclamation will be published in an Extra-ordinary issue of

DD of Accts
I/C of the file last
H M's remarks on
pp. 3-4 n.f

(see A on p. 2 c.F
+ B on p. 3 of H)

on f 360 + Vol I of
Unrepealed Enactments
(BK NO

4. The "Receipts" and "Charges" should be accounted for under the deposit Head "P. 11- Deposits and Advance (Deposits not bearing interest) - B. Reserve Funds - Triennial Police Fund"
/par. 3 on p. 1 c.F

the Fort St. George Gazette on 30-9-38 and in English, Telugu and Kanarese in the Bellary District Gazette

Proclamation

Whereas the area comprised by the village mentioned below has been found to be still in a dangerous state and whereas from the conduct of the inhabitants of the said area it has been found expedient to retain the additional police force now stationed therein, it is hereby notified under Sec. 15 of the Police Act, 1861 (V of 1861) ~~as amended by Act No. VIII of 1895~~ that for a period of six months from 1-10-38, the existing additional force shall be retained in the said area and that the cost of that force shall be defrayed by the inhabitants of that area according to such apportionment as may be made by the Magistrate of the district under Sub-Sec. (4) of Sec. 15 of the said Act and subject to such exemptions as may be ordered by

[ ]

retained in the said area and that the cost of that force shall be

map 360 of Vol. I
of unrepealed Regulations and Acts

12)

13/ 7-4

of Madras

the Provincial Govt. under

sub-section (5) of sec. 15

of the said Act.

Name of the village where the additional police is to be stationed	Taluk and district in which situated
Beeralli	Sirugappa taluk, Bellary district

Fr. 30/9

Pp 30/9.

Jv 30/9

on p. 360 of Vol. I of the repealed earlier Act

To

The I. G. of Police ✓

The D. M. Bellary ✓

The A. G. Fin' the Fin. Deptt ✓

✓ The S. G. P. for publication of the Notn. in an Extraordinary issue of the Fort St George Gazette on 30-9-38

The Secretary Translator to Govt Fin' E & P. H. Deptt.

Copy to the Fin. Deptt ✓

the Pub (Genl) Deptt.

the Legal Deptt. ✓

Drfts & S.G. + S.G. Pby. & Spl. measures.

BB 30/9.

Accepted to all entries except to S.G. area

S.G.P.

BV 1/10

(C. Bench 1-12-38)

(Para 3)

1-3-39

(Para 2)

P.C. Nov

NOTED BB 5/9

NOTED BB 6/10